**THE HON'BLE SRI JUSTICE V.V.S.RAO**

**WRIT PETITION No.15073 of 2007**

**Dated:22.08.2007**

**Between:**

Sura Raghava Reddy,
S/o.Venkata Subba Reddy.

…Petitioner

and

The Asst.Director (I & CAD),
Irrigation Section No.I,
Atmakur Vill.& Mandal,
Nellore District,
and others.

…Respondents

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**ORDER:**

The petitioner is a resident of Atmakur Village and Mandal in Nellore District. Aggrieved by the building permission granted by the third respondent to the fourth respondent by proceedings dated 29.09.2006, the petitioner filed the present Writ Petition. The grievance of the petitioner is that the fourth respondent purchased 28 Ankanams from Smt.Imam Bee under registered sale deed dated 24.03.2006 and applied for building permission. However, while doing so, the fourth respondent also claimed permission in respect of other land, which he did not purchase. It is also further grievance of the petitioner that the fourth respondent encroached an area of 0.8 Ankanams on the roadside, and without verifying, the second respondent granted building permission. Aggrieved by the same, the petitioner made a complaint to the Assistant Engineer (I & CAD), Irrigation Section, Atmakur, Nellore District, in vain. Therefore, the petitioner filed the instant Writ Petition.

The Assistant Engineer to whom the petitioner made a complaint

is not a party to the Writ Petition, but the Assistant Director is made a party. Secondly, a perusal of the building plan shows that the building permission was granted only in respect of 224 square yards of site. If the petitioner has any further grievance about this, his remedy is to prefer an appeal before the District Panchayat Officer, Nellore.
This Writ Petition is misconceived. The petitioner is given liberty to file an appeal before the District Panchayat Officer.

The Writ Petition, with the above observations, is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

22.08.2007
vs